

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT CINCINNATI**

THOMAS L. COMBS,

Plaintiff,

-VS-

Case No. C-1-02-392

JAMES ERWIN,

Defendant.

JUDGMENT IN A CIVIL CASE

Jury Verdict.

This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

X Decision by Court. This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED

The Report and Recommendation of the Magistrate Judge are ADOPTED ; Petitioner's motion to withdraw the petition [Doc 16] is granted and this case is closed pursuant to Order of the Court.

Date: September 7, 2003

KENNETH J. MURPHY, JR., CLERK

By: s/Tempann Thomas, Deputy Clerk